

UNITED STATES BANKRUPTCY COURT

FOR THE

EASTERN DISTRICT OF VIRGINIA
Alexandria Division

In the Matter of:

DONALD WAYNE JACKSON

Debtor

Chapter 13

Case No. 13-14184-BFK

OBJECTION TO CONFIRMATION OF PLAN,
NOTICE OF OBJECTION TO CONFIRMATION OF PLAN
AND
NOTICE OF SCHEDULED HEARING ON THIS OBJECTION

Thomas P. Gorman, Chapter 13 Trustee, has filed this objection to confirmation of your Chapter 13 Plan filed June 11, 2014. The cause for this objection is as follows:

Violation of 11 U.S.C. §1325(a)(4) – Liquidation Test

Case was converted, and Section 4 of Plan states creditors would receive 100% in Chapter 7, yet Plan proposes 46%.

Violation of 11 U.S.C. §1325(b)(1)(B) – Disposable Income and

Violation of 11 U.S.C. §1325(a)(3) – Good Faith

The following expenses seem excessive: \$250.00/mo for home maintenance; \$190.00/mo for clothing; \$200.00/mo for laundry and dry cleaning; \$350.00/mo for cleaning.

Violation of 11 U.S.C. §1325(a)(6) – Feasibility

Plan is underfunded as follows:

PERFORMANCE	Amount of Plan Payment	500.00	
	Number of Months	60	
	Total Receipts		30,000.00
	Disbursements Required		
	Trustee	3,580.55	10.00%
	Attorney	0.00	
	Taxes/Other Priority	0.00	
	Secured	0.00	
	Unsecured	35,805.53	77,838.10X
	Other		
	Total Disbursements		39,386.08

Notice of Objection To Confirmation

Donald Wayne Jackson, Case # 13-14184-BFK

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not wish the court to grant the relief sought in the objection, or if you want the court to consider your views on the objection, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above. You must mail a copy to the persons listed below.

Attend the hearing to be held on July 24, 2014 at 1:30 p.m. in Courtroom #3 on the 3rd floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, Virginia 22314. If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman
300 North Washington Street, Ste, 400
Alexandria, VA 22314

Clerk of the Court
United States Bankruptcy Court
200 South Washington Street
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Date: July 2, 2014

/s/ Thomas P. Gorman
Thomas P. Gorman
Chapter 13 Trustee
300 N. Washington Street, #400
Alexandria, VA 22314
(703) 836-2226
VSB 26421

Notice of Objection To Confirmation

Donald Wayne Jackson, Case # 13-14184-BFK

CERTIFICATE OF SERVICE

I hereby certify that I have this 2nd day of July, 2014, served via ECF authorized users or mailed a true copy of the foregoing Objection to Confirmation, Notice of Objection and Notice of Hearing to the following parties.

Donald Wayne Jackson
Chapter 13 Debtor
11416 Links Drive
Reston, VA 20190

Nathan Fisher, Esq.
Attorney for Debtor
3977 Chain Bridge Rd., #2
Fairfax, VA 22030

/s/ Thomas P. Gorman
Thomas P. Gorman